UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORKX		Civ. No.: 07 CV 10959
INDUSTRIAL WINDOW		CIV. 110 07 CV 10237
	Plaintiff,	ANSWER TO THIRD-PARTY COMPLAINT
-against-		
FEDERAL INSURANCE COMPANY,		
	Defendant. X	
FEDERAL INSURANCE COMPANY,		
	Third-Party Plaintiff,	
-against-		
BEYS GENERAL CONSTI	RUCTION CORP.,	
	Third-Party Defendant.	

Third-Party Defendant, Beys General Construction Corp. ("Beys"), by its attorneys, Milber Makris Plousadis & Seiden, LLP, as and for its Answer to the Third-Party Complaint, alleges the following upon information and belief:

- 1. Denies having knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph "1" of the Third-Party Complaint.
 - 2. Admits the allegations contained in paragraph "2" of the Third-Party Complaint.
 - 3. Admits the allegations contained in paragraph "3" of the Third-Party Complaint.
 - 4. Admits the allegations contained in paragraph "4" of the Third-Party Complaint.
- 5. Denies having knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph "5" of the Complaint.
 - 6. Admits the allegations contained in paragraph "6" of the Third-Party Complaint.

- Admits the allegations contained in paragraph "7" of the Third-Party Complaint. 7.
- Admits the allegations contained in paragraph "8" of the Third-Party Complaint. 8.
- Admits the allegations contained in paragraph "9" of the Third-Party Complaint. 9.
- Admits the allegations contained in paragraph "10" of the Third-Party Complaint. 10.
- Admits in response to Paragraph "11" of the Third-Party Complaint that Beys 11. entered into a subcontract agreement with Industrial Window Corp. ("IWC") and begs leave to refer to that subcontract for the true content and meaning thereof.
- Denies having knowledge or information sufficient to form a belief as to the truth 12. of the allegations contained in paragraph "12" of the Complaint.

AS AND FOR A RESPONSE TO THE FIRST CLAIM

- Third-Party Defendant repeats and realleges each response to the allegations 13. contained in paragraphs "1" through "12" of the Third-Party Complaint, as if fully set forth at length herein.
- Denies having knowledge or information sufficient to form a belief as to the truth 14. of the allegations contained in paragraph "14" of the Third-Party Complaint.
 - Admits the allegations contained in paragraph "15" of the Third-Party Complaint. 15.

AS AND FOR A RESPONSE TO THE SECOND CLAIM

- Third-Party Defendant repeats and realleges each response to the allegations 16. contained in paragraphs "1" through "15" of the Third-Party Complaint, as if fully set forth at length herein.
- 17. Denies having knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph "17" of the Third-Party Complaint.
 - Admits the allegations contained in paragraph "18" of the Complaint. 18.

Dated: Woodbury, New York June 11, 2008

MILBER MAKRIS PLOUSADIS & SEIDEN, LLP

By: Joseph J. Cooke/(JJC 6888) Attorneys for Third-Party Defendant

Beys General Construction Corp.

1000 Woodbury Road, Suite 402 Woodbury, New York 11797

(516) 712-4000

File No.: 0407-0002

AFFIDAVIT OF SERVICE

STATE OF NEW YORK) ss.: COUNTY OF NASSAU

LISA FRANZINO, sworn, deposes and says, that deponent is not a party to the action, is over 18 years of age and resides at Seaford, New York.

That on the 11th day of June, 2008, deponent served the within ANSWER TO THIRD-PARTY COMPLAINT upon:

Anthony P. Carlucci, Esq. (AC7565) WELBY, BRADY & GREENBLATT, LLP Attorneys for Plaintiff Industrial Window Corp. 11 Martine Avenue, 15th Floor White Plains, New York 10606 (914) 428-2100

the attorney(s) for the respective parties in this action, at the above address(es) designated by said attorney(s) for that purpose by depositing same enclosed in a postpaid, properly addressed wrapper, in an official depository under the exclusive care and custody of the United States Post Office within the State of New York.

Sworn to before me this 11th day of June, 2008

ANNE M. AMATULLI Notary Public, State of New York No. 01AM4713126 Qualified in Nassau County Commission Expires Sept. 30, 2010